SRI N. KARIBASAVANA GOWDA.—Sir, when the scheme was started the pipeline through the motor tank bursted. What are the reasons for these d fective works ? Who are all those responsible for these defective installation of pumpsets ? What action you propose to take in the matter ? Is it not an injustice to the agricultural community?

SRI B. SUBBAYYA SHETTY.—Sir, I do not know what are those defects. Anyway I can say that due to pressure it would have been bursted. I do not know what exactly are the reasons. If the hon. Member has any apprehension that because of certain other circumstances that had happened, I will definitely get it examined.

(*ii*) *re : Mis-appropriation of money at the House Building Co-operative Society, Mandya.*

SRI M. S. ATHMANANDA (Mandya).—Sir, I call the attention of the Minister of the State for Co-operation to the mis-appropriation of money by the Secretary, House Building Co-operative Society, Mandya.

SRI V. M. KUSHNUR (Minister of State for Co-operation).—I wish to make the following statement.—

Sri H N. Vidyanath, was stated to be working as Secretary of the House Building Co-operative Society, Mandya since last 23 years. Several irregularities were stated to have been committed by Sri H. N. Vaidyanath during his tenure as Secretary. He has not written the books of accounts for several months and stated to have retained heavy cash balance. On perusal of the report of the Assistant Chief Auditor, Mandya, it is observed that the audit for the years 1975-76 and 1976-77 could not be conducted owing to non production of account books, ledgers, cash books etc., by the Secretary, H. N Vaidyanath. In spite of legal notices issued for production of books of accounts for audit, he has failed to appear before the auditor and also failed to produce the books of accounts for audit.

The President of the Society has stated that the Secretary was directed to produce the account and cash balance before the Board of Directors during March 1978. The Secretary had requested the President for giving him some time to write the accounts and he was given time till 10th May, 1978. The Secretary Sri Vaidyanath, himself is stated to have convened a Board Meeting on 10-5-1978 for this purpose On 10th May, 1978, although most of the Directors were present, the Secretary Sri Vaidyanath remained absent purposely. Subsequently, Sri H. N. Vaidyanath, was stated to have sent a letter of resignation to the post of Secretary requesting the Board to accept the same with effect from 9-5-1978. The Board in its meeting held

on 10-5-1978 is stated to have unanimously resolved that the Assistent Secretary should officiate as Secretary and take charge of the Books and Cash balance from the Secretary Sri Vaidyanath, who was placed under suspension. Sri Vaidyanath had written a letter to Assistant Registrar, Mandya after 1-6-1978 to grant him time upto 15-6-1978 for purpose of handing over charge.

The President of the Society after calling another meeting on 9-6-1978 had resolved to grant time upto 15 6-1978 failing which the Almirah were to be broken open before the Directors present and the representative of the Assistant Registrar of Co-perative Societies Mandya on 15-6-1978 Sri Vaidyanath failed to hand-over charge till 15-6-1978. As resolved in the Board Meeting the Almirah was opened in presence of Directors and the representatives of the Assistant Registrar of Co-operative Societies, Mandya and inventory of books and documents were prepared and signature of all persons were taken. Since it was apprehended by the President, that Sri Vaidyanath has misappropriated a sum of Rs. 1 lakh (approximately) and he had kept in his house some important books of accounts, of the society, the President has filed a complaint to the Superintendent of Police, Mandya on 21-6-1978 for recovery of books and cash balance from the house of Sri Vaidyanath. No action appears to have been taken by the Superintendent of Police, Mandya.

On 16-7-1978 Sri H N. Vaidyanath, has filed a criminal complaint against the President and others involved in opening of the Almirah in his absence. The stage of the pendency of these two Police complaints is not known.

From the letter dated 20-7-1978 of the President, House Building Co- operative Society, Mandya, addressed to the Inspector General of Police, Bangalore, it is observed that no action was taken by the Superintendent of Police, Mandya for recovery of books of accounts and documents and requested to instruct the Superintendent of Police Mandya for taking immediate action in the matter.

ಶ್ರೀ ಎಚ್.ಡಿ. ಚೌಡಯ್ಯ.—ಸ್ವಾಮಿ, ಮಾನ್ಯ ಮಂತ್ರಿಗಳು ತಮ್ಮ ಹೇಳಿಕೆಯಲ್ಲಿ 1975-76 ಮತ್ತು 1976-77ರ ಎರಡು ವರ್ಷದ ಆಡಿಟ್ ಆಗಿಲ್ಲವೆಂದು ಹೇಳಿದ್ದಾರೆ. 1977-78ರದ್ದು ಕೂಡ ಆಗಿಲ್ಲ. No action appears to have been taken by the Superintendent of Police, Mandya. I would like to know why timely action has not been taken by the concerned Police Offieers. ಕೊನೆಯದಾಗಿ, "On 16-7-1978 Sri H. N. Vaidyanath, has filed a criminal complaint against the President and others involved in opening of the Almirah in his absence." ಎಂದು ಹೇಳಿದ್ದೀರಿ. Sir, the Almirah was break opened on 15-6-78, They have filed Criminal Complaint with the Police after a lapse of one month. ಕಂಪ್ಲೈಂಟನ್ನು ಲಾಡ್ಜ್ ಮಾಡತಕ್ಕ ಕಾಲದಲ್ಲಿ, ತಮ್ಮ ಪತ್ರದಲ್ಲಿ "I being the follower of the Congress (I) and the persons comitted belonging

to the Janata Party have knocked of cash balance and books" ಎಂದು ಹೇಳಿದ್ದಾರೆ. ಇದರಲ್ಲಿ ಒಂದು ಶಂಕೆ ಏನು ಬರುತ್ತದೆ ಎಂದರೆ ಪ್ರೆಸಿಡೆಂಟ್ ಮತ್ತು ಕಮಿಟಿಯವರು ಕಂಪ್ಲೈಂಟನ್ನು ಲಾಡ್ಜ್ ಮಾಡಿದರೂ ಕೂಡ ಕ್ರಮ ತೆಗಿದುಕೊಳ್ಳದೆ ಇರಬೇಕಾದರೆ ಅವರ ಪತ್ರದಲ್ಲಿ ಫಾಲೋಯರ್ ಆಫ್ ಕಾಂಗ್ರೆಸ್ (ಐ) ಎಂದು ಹೇಳಿರುವುದರಿಂದ ಉದ್ದೇಶ ಪೂರ್ವಕವಾಗಿ ಈ ರೀತಿ ಮಾಡಿದ್ದಾರೆ ಎಂದು ಅರ್ಥವಾಗುತ್ತದೆ. ಒಂದು ಮೆಳೆ ಆ ರೀತಿ ಇದ್ದುದೇ ಆದರೆ ದಯಮಾಡಿ ಸರ್ಕಾರ ಅದಕ್ಕೆ ಅವಕಾಶ ಕೊಡಬಾರದು. ಕಾರಣ, ಸಹಕಾರ ಸಂಘಗಳಲ್ಲಿ ಇರತಕ್ಕ ಹಣ ಸಮಾಜದ ಹಣ. ಆದ್ದರಿಂದ, ಸರ್ಕಾರ ಪಕ್ಷಾತೀತವಾಗಿ ಈ ಬಗ್ಗೆ ಸೂಕ್ತ ಕ್ರಮವನ್ನು ತ್ವರಿತವಾಗಿ ಕೈಗೊಳ್ಳಬೇಕೆಂದು ಮನವಿ ಮಾಡಿಕೊಳ್ಳುತ್ತೇನೆ.

(ಸನ್ಮಾನ್ಯ ಉಪಾಧ್ಯಕ್ಷಿಣಿಯವರು ಅಧ್ಯಕ್ಷರ ಪೀಠವನ್ನಲಂಕರಿಸಿದರು)

SRI V. M. KUSHNOOR.—Madam, I do not know what is that petition. The hon. Member says in the petition that he belongs to Congress(I). I am not having that petition.....

SRI H.D. CHOWDAIAH.—Sir, for the last 25 years he is a Member of the Congress. He is the follower of the Congress(I).

SRI V. M. KUSHNOOR.—Madam, whatever it may be. I got this statement yesterday from the Deputy Registrar. I called him also just now and it was said that the S. P has intimated to the President on the petition submitted by him that there are no specific allegations about the misappropriation and other thing and it is not possible to take action. That is the answer which has been given by the S.P.

2-30 P.M.

Another difficulty is that if some Secretary keeps the accounts books in his house there is no provision under the law to secure them by seizure. I am referring the matter to the Law Department for its opinion as to how to get those books. Sometimes strange situations arise and we will have to find a way out. If it is a society, the Registrar can go and seize the books. If the books are in the house of a person and if an attempt is made to seize them, he may file a complaint for trespass It is true that two or three years' audit has taken place. The new Assistant Chief Auditor has given notice under Section 63. Still he has not answered the notice. Whether he is a sympathiser of Congress I or whoever he may be, if he has committed misappppropriation, he will have to face the consequences.

SRI H. GANGADHARAN.—Even after it has come to the notice of the departmental authorities, has the Department made any attempt to seize the books and other things to find out what is the amount misappropriated ?

SRI V.M. KUSHNOOR.—Whatever books were there in the society we have already seized. But when the books are in his house, under what provision we can search his house for the books and other things?

I have called the Deputy Registrar today and I will get the opinion of the Law Department and then take action.

About misappropriation, two or three years' accounts are not audited and the auditor has not found what is the amount misappropriated. There is no question of taking action unless the audit takes place. There must be a specific charge that he has misappropriated certain amount. Then only we can take legal and criminal action.

SRI H D. CHOWDAIAH.—Under the existing provision of the Co-operative Societies Act the police officers are empowered to raid the house of such persons and search for the books.

SRI V.M. KUSHNOOR.—As I have already stated the S.P. says there is no specific charge of misappropriation against this person, nor is there documentary evidence against him. If there is misappropriation charge against a perticular person and if there is documentary evidence, we will certainly search.

SRI M. C. NANAIAH.—The Hon. Minister said that there is no provision at present in the Act to secure the possession of books. When such a contingency arises where a Secretary after misappropriating money decamps with the books and the authorities are not able to seize the books, will the bring an amendment to the Act making necessary provision in the Act itself to secure possession of the books and other things from the custody of persons who are responsible for it ?

SRI V. M. KUSHNOOR.—There was a provision for it in the Act under Section 31 and it was omitted last time. I do not know why it was done. We will have to make provision for that. I will certainly look into it.

SRI A. LAKSHMISAGAR.—What action the Government proposes to take against the concerned official for not auditing the accounts for more than 3 years ? The Hon. Minister read out that a complaint has been lodged for misappropriation. He also said that the Police has told them that it does not disclose a cognizable offence for them to investigate and submit a B Report or anything of that sort. Then the Police will be in a position to say whether or not there is a cognizable offence committed by the person.

SRI V. M. KUSHNOOR.—Usually whenever misappropriation takes place in a society they insist on the audit report. In this case there was no audit report. I am going to issue a showcause notice to the concerned person who has not audited.

SRI S.R. BOMMAI.—As President of the wholesale Stores Dharwar District, which is running four Janatha Bazaars for 8 years, I know that there are misappropriations to the tune of Rs. 30,000 by one

person and 20,000 and 10,000 by other persons. As President I lodged complaints and the Board also passed resolutions to this effect. The police refused to take cognisance of it unless there is audit report. The auditors never gave reports on these matters. With my little influences as a legislator I wrote to the Registrar to get the accounts audited so that I can file a complaint. It has been practically impossible for me to do that. The new incumbent is not in a position to file a complaint. What action Government is thinking of taking in such cases ?

SRI V.M. KUSHNOOR.—Abou the affairs of the Janatha Bazaars generally I will look into them. I will have to consult the I.G.P. I assure the Leader of the Opposition that I will look into the matter and certainly solve the problem.

SRI S. R. BOMMAI.—It was assured by the previous Co-operation Minister that the audit cell will be separate. There are a number of misappropriation cases in co-operative institutions running into lakhs of rupees. So, unless the audit cell is separate and audit is completed annually, it will be difficult to fix the responsibili y. Is the Hon. Minister going to amend the Act ?

SR V.M. KUSHNOOR.—We have written to the Auditor General to depute a suitable person. We are going to have an independentman not attached to the Registrar's Office as the Chief Auditor. Now, the Registrar himself is the Chief Auditor I assure him that shortly we will take decision to appoint an independent auditor.

MATTER UNDER RULE 312

re : Non-Payment of Salary to Teachers in Higher Primary School in Virajpet Taluk

† ಶ್ರೀ ಮಳ್ಳೂರು ಆನಂದರಾವ್ (ರಾಜಾಜಿನಗರ).—ಮಾನ್ಯ ಅಧ್ಯಕ್ಷಣಿಯವರೇ, ಕೊಡಗು ಜಿಲ್ಲೆಯಲ್ಲಿ ಅಲ್ಲಿನ ಅಧ್ಯಾಪಕರಿಗೆ ಸಂಬಳ ತಲುಪಿಲ್ಲ ಎಂದು ನನಗೆ ವರ್ತಮಾನ ಬಂದಿದೆ. ವಿರಾಜಪೇಟೆ ತಾಲ್ಲೂಕಿನಲ್ಲಂತೂ ಎರಡು ತಿಂಗಳಿಂದ ಅಧ್ಯಾಪಕರಿಗೆ ಸಂಬಳ ಕೊಟ್ಟಿಲ್ಲ. ಮಾನ್ಯ ಮಂತ್ರಿಗಳಾದ ಗುಂಡೂರಾಯರ ಜಿಲ್ಲೆಯಲ್ಲೇ ಅಧ್ಯಾಪಕರಿಗೆ ಈ ಗತಿ ಆದರೆ ಇದಕ್ಕೇನೆಂದು ಹೇಳಬೇಕು.

ಶ್ರೀ ಬಿ. ಸುಬ್ಬಯ್ಯಶೆಟ್ಟಿ.—ಅಲ್ಲಿ ಬಜೆಟ್ ಪ್ರಾವಿಷನ್ ಸ್ವಲ್ಪ ಕಡಿಮೆಯಾಗಿ ಸಂಬಳ ಸಿಕ್ಕಿರಲಿಲ್ಲ. ಈಗ ಅವರಿಗೆ ಸಂಬಳ ಕೊಟ್ಟಿದೆ. ಸ್ಯಾಲರಿ ಬಿಲ್ ಕೌಂಟರ್‌ಸೈನಾಗಿದೆ, ಈಗಾಗಲೇ ಅವರು ಹಣ ಪಡೆದಿರಬಹುದು.

ಶ್ರೀ ಮಳ್ಳೂರು ಆನಂದರಾವ್.—ಮಾನ್ಯ ಮಂತ್ರಿಗಳ ಉತ್ತರ ನೋಡಿದರೆ ಬಹಳ ಆಶ್ಚರ್ಯವಾಗುತ್ತದೆ. ಬಜೆಟ್ ಪ್ರಾವಿಷನ್ ಸಾಕಾಗಲಿಲ್ಲ ಎಂದು ಹೇಳಿದರೆ ಏನರ್ಥ ? ಅವರಿಗೆ ಸಂಬಳ ಕೊಡಬೇಕು ಎಂಬುದು ಸರ್ಕಾರಕ್ಕೆ ಪ್ರೊಪೋಸಲ್ ಕಳಿಸಬೇಕೋ ಅವರಿಗೆ ಕಲ್ಪನೆ ಇರಲಿಲ್ಲವೇ ? ಎಂಬುದು ಮೊದಲನೆಯ ಪ್ರಶ್ನೆ. ಎರಡು ತಿಂಗಳಿಂದ ಅಧ್ಯಾಪಕರಿಗೆ ಸಂಬಳ ಕೊಡದೇ ಇದ್ದರೆ ಅವರ ಗತಿ ಏನಾಗುತ್ತದೆ ಎಂಬುದನ್ನು ನೀವೇ ಕಲ್ಪನೆ ಮಾಡಿಕೊಳ್ಳಿ. ಇದರ ಜವಾಬ್ದಾರಿಯನ್ನು ಯಾರ